

Department of Defense

245.505-14

245.407 Non-Government use of plant equipment.

(a)(i) Non-Government use of industrial plant equipment (IPE) exceeding 25 percent requires prior approval of the—

(A) Assistant Secretary of the Army (AL&T);

(B) Assistant Secretary of the Navy (RD&A);

(C) Assistant Secretary of the Air Force (Acquisition); or

(D) Director, Defense Logistics Agency.

(ii) The authority in paragraph (a)(i) of this section may be delegated to the head of a contracting activity. Any re-delegation requires the approval of the Office of the Deputy Under Secretary of Defense (Industrial Affairs and Installations).

(iii) To determine percentage—

(A) Compute the percentage of non-Government use on time available for use. Use contractor's normal work schedule as represented by the scheduled production shift hours.

(B) Use a base time period which is neither less than three months nor more than one year.

(C) Use may be averaged at a single plant for all items costing less than \$25,000.

(iv) Contractors should submit requests for non-Government use of IPE to the contract administration office at least six weeks before the projected use. The requests shall include:

(A) Total number and acquisition cost of IPE items; and

(B) For each unit of IPE with an acquisition cost of \$25,000 or more, an itemized list including nomenclature, plant equipment code, year of manufacture and acquisition cost.

(v) Approving officials shall retain for periodic review, documentation of the circumstances justifying non-Government use of IPE.

[56 FR 36448, July 31, 1991, as amended at 62 FR 34127, June 24, 1997; 68 FR 23088, Apr. 30, 2003]

Subpart 245.5—Management of Government Property in the Possession of Contractors

245.505 Records and reports of Government property.

245.505-3 Records of material.

If adequate controls are in place to meet the requirements of the clause at 252.242-7004, Material Management and Accounting System, the contractor's material control system may physically commingle inventories that may include materials for which costs are charged or allocated to fixed-price, cost-reimbursement, and commercial contracts. Government-furnished material (GFM) may not be physically commingled with other material, nor may GFM be used on contractor's commercial work.

245.505-5 Records of plant equipment.

(a) The contractor may use DD Form 1342, DoD Property Record, as a source document for setting up prescribed records.

245.505-6 Special reports of plant equipment.

The contractor shall prepare a DD Form 1342 in accordance with instructions contained in AR 700-43/NAVSUP PUB 5009/AFM 78-9/DLAM 4215.1, Management of Defense-Owned Industrial Plant Equipment (IPE)—

(1) Upon receipt and acceptance of each item of IPE including items which, though part of a manufacturing system, would otherwise qualify as IPE;

(2) Whenever major changes occur in the data initially submitted to Defense Supply Center Richmond (DSCR) (as specified by DLAM 4215.1);

(3) When IPE, including general purpose components of special test equipment which otherwise qualify as IPE, is no longer required for the purpose authorized or provided; or

(4) When disposal is completed.

[56 FR 36448, July 31, 1991, as amended at 62 FR 34127, June 24, 1997]

245.505-14 Reports of Government property.

(a) Use the clause at 252.245-7001, Reports of Government Property, in all

solicitations and contracts containing one of the following clauses—

- (1) FAR Section 52.245–2, Government Property (Fixed-Price Contracts);
- (2) FAR Section 52.245–5, Government Property (Cost Reimbursement, Time-and-Material, or Labor-Hour Contracts);
- (3) FAR Section 52.245–7, Government Property (Consolidated Facilities);
- (4) FAR Section 52.245–10, Government Property (Facilities Acquisition); or
- (5) FAR Section 52.245–11, Government Property (Facilities Use).

[59 FR 27674, May 27, 1994]

Subpart 245.6—Reporting, Redistribution, and Disposal of Contractor Inventory

245.601 Definitions.

- (1) *Controlled substances* means—
 - (i) Narcotic, depressant, stimulant, or hallucinogenic drug or substance;
 - (ii) Any other drug or substance controlled under Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970; or
 - (iii) A drug or substance required to be controlled by international treaty, convention or protocol.
- (2) *Demilitarization* means the act of destroying the offensive or defensive characteristics of equipment or material to prevent its further military or lethal use.
- (3) *Production scrap* means material left over from the normal production process that has only remelting or reprocessing value, e.g., textile and metal clippings, borings, and faulty castings and forgings.
- (4) *Serviceable or usable property* means property that has a potential for use or sale value “as is” or with minor repairs or alterations; only property in Federal Condition Codes A1, A2, A4, A5, B1, B2, B4, B5, F7, or F8.

245.603 Disposal methods.

245.603–70 Contractor performance of plant clearance duties.

- (a) *Authorization*. (1) Contract administration offices (CAOs) may, with head of the contracting activity approval and contractor concurrence, authorize selected contractors to perform certain plant clearance functions if the volume

of plant clearance warrants performance by the contractor.

- (2) The written authorization shall, as a minimum—

- (i) Designate the contractor as an “accredited contractor”;
- (ii) Identify the plant clearance actions to be performed;
- (iii) State that the Government may cancel part of or all of the authorization to perform plant clearance actions; and
- (iv) Provide for plant clearance officer participation when required.

(b) *Government oversight and assistance*. (1) The contract administration office will ensure regular evaluation of the contractor’s performance of the plant clearance function and any corrective action required.

- (2) The plant clearance officer shall—

- (i) Evaluate the adequacy and ensure compliance with contractor procedures;
- (ii) Ensure discrepancies are promptly resolved;
- (iii) Advise the contractor of screening and inventory schedule requirements;
- (iv) Respond to contractor requests to withdraw Government-furnished property from inventory schedules;
- (v) Evaluate physical, quantitative, and technical allocability of contractor inventory prior to disposal using Standard Form 1423, Inventory Verification Survey, as a guide;
- (vi) Direct contractor to delay disposition of nonallocable inventory pending a contracting officer decision;
- (vii) With the contractor’s assistance, establish criteria for review and approval of selected contractor disposal decisions;
- (viii) Complete first endorsement section of DD Form 1640, Request for Plant Clearance, on referrals from plant clearance officers at prime contract administration offices for the disposal of subcontractor inventory; forward inventory schedules to the contractor for processing; and forward completed case file to the referring activity; and
- (ix) Work with the contractor, screeners, and buyers to ensure that the Government receives maximum reutilization and disposal proceeds.